

## DOWNING WOULD BE P. M.

Col. J. H. Downing has left for Washington, D. C. where he hopes to win the endorsement of Congressman C. D. Carter for the office of Postmaster of Durant, when that position is vacated. Col. Downing is a close friend of Congressman Carter, and it is thought by many here that he will be strong for the position. It is probable that the present Postmaster, C. W. Early will hold office until the expiration of his commission in 1916, as it was announced at Washington that no federal office holders would be removed from office except for cause, and Postmaster Early seems to be giving satisfaction.

## LODEN INDICTED

Among the indictments returned by the Grand Jury which adjourned this week, was one against H. H. Loden, a local practicing attorney, which charges him with purchasing a piece of land the title to which was in litigation, and charging that Loden knew this fact when he took deed to the property. Loden was arrested by Deputy Sheriff Zion and appeared before County Judge Rappolee. He easily made bond for appearance at trial. The case is only a misdemeanor and a finable offense.

The information in the indictment charges that on the fifth day of January, 1913, H. H. Loden took from Roger Frazier a deed to a one-third interest in some land in Johnson county, which totaled about 150 acres and which was described as to township and range in the information. Further charges that at the same time there was a case in the District Court of Johnston county wherein Minnie Nicholas and Osborne Frazier were plaintiffs and E. O. Butler et al. defendants, to clear the title to the land in question, of which entire proceedings Loden had full knowledge, says the information.

It is further stated in the indictment that Roger Frazier, who made the deed to Loden, had no right whatever to deed the land, and that he had not collected any profits or rents from the land whatsoever for more than one year preceding the date of the deed.

The returns of the Grand Jury showed that before returning the indictment in question, three witnesses had been examined to obtain facts in the case.

## NOTICE OF DISSOLUTION OF PARTNERSHIP

This is to notify the public that I have severed my connection with the Albany Mercantile Company, located at Albany, Oklahoma. The Albany Mercantile Co. will collect all accounts and pay all bills from about the first day of June, 1913.

W. M. ISBELL.

## ELECTION CALLED FOR SCHOOL CONSOLIDATION

George B. Morris, superintendent of the Colbert Public Schools, was a Durant visitor Monday and advised The News man that an election had been called for the 24th of this month to vote on the consolidation of the Colbert district number 66 and district 68, directly south of the Colbert district. Many people in that community believe that with a consolidation of the schools of these two districts much better results may be obtained, and the general belief is that the voters will be in a majority for the consolidation.

## LEGAL NOTICES

(1st Ins. July 18; 4th Ins. Aug. 8.) In the District Court in and for Bryan County, Oklahoma, at Durant. E. O. Chadwell, Plaintiff, vs. Bennington National Bank of Bennington, Oklahoma, Defendant.—No. 1511.

## Notice of Sheriff's Sale of Land Under Foreclosure of Mortgage

Notice is hereby given that in pursuance of an order of sale issued out of the District Court of Bryan County, Oklahoma, on the 7th day of July, 1913, in an action wherein E. O. Chadwell was plaintiff, and the Bennington National Bank of Bennington, Oklahoma, and R. L. Williams, Executor, were defendants, directed to me, the undersigned sheriff of Bryan County, Oklahoma, commanding me to levy upon, appraise and sell the following described real property, to-wit:

The second story of the two story building located on Lots 13, 14, 15 and 16, in Block 31, in the town of Bennington, Bryan County, Oklahoma, subject to the rights of the Bennington National Bank in and to the first story of said building, and the stairway leading to said second story.

Witness my hand this 8th day of July, A. D. 1913.

LIB HART,

Sheriff of Bryan County, Okla. Utterback, Hayes & MacDonald, Attys.

(1st Ins. July 18; 2nd Ins. July 25.) In the Matter of the Guardianship of Jesse James, a Minor.

Notice is hereby given in pursuance of an order of the County Court of the County of Marshall, State of Oklahoma, made on the 14th day of July, 1913, the undersigned guardian of the estate of Jesse James, will sell at public auction sale to the highest bidder subject to confirmation by said Court on the 2nd day of August, 1913, at 11 o'clock at Durant, Bryan County, Oklahoma, in front of the Court House, all the right, title and interest of the said Jesse James in and to the following described real estate situate in McCurtain and Bryan Counties, State of Oklahoma, to-wit:

The North East Quarter of the South East Quarter of Section Thirty one (31), Township Six (6) South and Range Eight (8) East, and Lot Two (2), less three and 6-100 (3.06) acres occupied as Right of Way by the St. Louis, San Francisco and New Orleans Railway Company, and the South West Quarter of the North East Quarter, less four and 21-100 (4.21) acres occupied as Right of Way by the St. Louis, San Francisco and New Orleans Railway Company, of Section Four (4), Township Seven (7) South, Range Eight (8) East, Bryan County, Oklahoma, and the North East Quarter of the North East Quarter of the South West Quarter of the North East Quarter of Section Twenty Six (26), Township Five (5) South and Range, Twenty Five (25) East, McCurtain County, Okla.

Said real estate will be sold on the following terms and conditions, to-wit: Cash in hand on confirmation of sale and delivery of deed.

Dated this 14th day of July, 1913.

W. M. PETTITJOHN, Guardian.

F. E. Kennamer, Atty. for Guardian.

1st Ins. July 11; 4th Ins. Aug. 1st.

## NOTICE OF SHERIFF'S SALE

Notice is hereby given, that in pursuance of an order of sale issued out of the District Court of Bryan County, Oklahoma, on the 9th day of July, 1913, in an action wherein The Interstate Mortgage-Trust Company is plaintiff and Lulu Greer, Thos. C. Greer, Clark W. Trimble, E. A. Smith, Mollie Smith and A. J. Schenck are defendants, directed to me, the undersigned sheriff of Bryan County, Oklahoma, commanding me to levy upon, and sell the following described property: Part of lot 5 in block 223 in the City of Durant, Oklahoma, according to the recorded plat thereof described as follows, to-wit: Beginning at the north west corner of said lot 5 in block 223, thence east along said lot line 110 feet; thence south parallel with the lot line along the east end of said lot 5, 65.2 feet to the line between lots five and six in block 223; thence west along the lot line 95.53 feet to the line along the west line of said lot five, 65.2 feet to place of beginning, to satisfy a judgment and decree of foreclosure in favor of said plaintiff and against said defendants obtained and made in said court on the 8th day of January, 1913, for the sum of \$461.92 and costs \$85.00 with interest thereon at the rate of ten per cent from the 8th day of January, 1913, and costs accruing; I will on the 14th day of August, 1913, at the hour of 2 o'clock P. M. of said day, at the front door of the Court House in the City of Durant, Oklahoma, in said Bryan County, offer for sale and sell to the highest bidder, for cash, the said above described property, or so much thereof as will satisfy said judgment with interest and costs.

Witness my hand this 9th day of July, 1913.

LIB HART,

Sheriff of Bryan County, Okla. Sprowls & Stone, Attys. for Plaintiff.

(1st Ins. July 11; 3rd Ins. July 25.) State of Oklahoma, Bryan County:

## NOTICE

Notice is hereby given that pursuant to an execution issued out of the District Court of Bryan County, Oklahoma, on the 5th day of July, 1913, in cause number 1299, wherein W. E. Dunaway is plaintiff and Carl C. McCarty, Sue McCarty, P. J. Harley and Anna F. Harley are defendants, I will on the 9th day of August, 1913, at the hour of two o'clock P. M. in front of the courthouse in Durant, Bryan County, Oklahoma, sell to the highest and best bidder for cash in hand, the following described lands and premises, to-wit:

Lot four (4) and the west half of lot five (5) of block one hundred twenty two (122) in the town, now city of Durant, Bryan County, Oklahoma, according to the official plat and survey thereof, together with all improvements situated thereon and the appurtenances thereunto belonging, which said property is better described as follows: Beginning at the southwest corner of lot 4 block 122, and running thence easterly along the south line of said block 122, 150 feet, thence in a northerly direction at right angles with the south line of said block and parallel with the lot line between lots 4 and 5, 140 feet to the alley, thence in a westerly direction along alley line of lots 4 and 5, 150 feet; thence in a southerly direction along the west line of lot 4, 140 feet to the place of beginning.

Said lands and premises are to be sold to satisfy a judgment entered in

the said district court of Bryan County, Oklahoma, on the 29th day of October, 1912, foreclosing a certain mortgage against said lands and premises, in the above mentioned and described cause.

Witness my hand this 4th day of July, 1913.

LIB HART,

Sheriff of Bryan County, Oklahoma.

(1st Ins. July 4th; 4th Ins. July 25.) Durant, Oklahoma, June 30th, 1913.

To Whom It May Concern:

Notice is hereby given that I, W. J. Work, will on the 2nd day of August, 1913, apply to the Governor of Oklahoma, at Oklahoma City, for a parole, at which time all persons interested may appear, if they see proper, and contest same.

W. J. WORK.

(1st Ins. July 4th; 3rd Ins. July 18) WARNING ORDER

State of Oklahoma, County of Bryan.

—In District Court, June Term, 1913.

L. L. Miller, Plaintiff, vs. Chas. R. Allen et al., Defendants.—No. 1598.

The defendants, Chas. R. Allen, Geo. F. Baker and H. O. Seiffert are hereby notified that they have been sued by L. L. Miller and must answer the petition filed by the plaintiff on or before the 15th day of August, 1913, or the petition will be taken as true and judgment for \$630.00 with interest at the rate of 6 per cent from January 1st, 1913, will be rendered accordingly.

Witness, my official signature and seal this 30th day of June, 1913.

(Seal) W. A. JONES,

Clerk of the District Court.

By Richard Nicolsa, Deputy.

Utterback, Hayes & MacDonald, Attorneys for Plaintiff.

(1st Ins. June 20; 4th Ins. July 11)

## NOTICE TO CREDITORS

Notice is hereby given, that letters of administration on the estate of N. N. Johnson, deceased, were granted to the undersigned by the County Court of Bryan County, Oklahoma, on the 7th day of March, 1913.

All persons having claims against said estate are required to exhibit same to the undersigned at Kenefick, Oklahoma, within four months after date of this publication, for allowance, with necessary vouchers, or they will be forever precluded from any benefit of said estate; or said claims may be filed in said county court.

Dated this 17th day of June, 1913.

WM. M. JOHNSON,

Administrator.

Kyle & Newman, Attorneys.

(1st Ins. June 27; 4th Ins. July 18)

State of Oklahoma, county of Bryan,

ss.—In the County Court in and for said County and State.

In the Matter of the Guardianship of Thelma D. Bartie G., and Clemm Riddle, minors, A. R. Jones, Guardian.—No. 1517.

## ORDER FOR HEARING PETITION TO SELL REAL ESTATE

The petition of A. R. Jones, as the guardian of the persons and estates of Thelma D. Bartie G., and Clemm Riddle, minors, having been presented to this Court, praying that an order be made authorizing the said petitioner to sell the interests of the said minors in and to certain real estate described in said petition as the Court should judge necessary and beneficial at private sale;

And it appearing to the Court from the said petition that it is necessary to sell the said interests of the said minors for the purposes and reasons mentioned in said petition, therefore, the said petition will be filed herein and a time appointed for hearing the same.

And it is hereby ordered by the Court that the 21st day of July, A. D. 1913, at the hour of ten o'clock A. M. of said date, that being a day of the regular April term, 1913, of this Court, be and the same is hereby appointed as the time, and the County Court room in the City of Durant, Bryan County, Oklahoma, as the place when any and all persons interested in said minors or their estates may appear and show cause, if any they have why an order should not be granted to the said petitioner to sell the interests of the said minors as above specified.

It is further ordered that a copy of this order be served, published and posted as required by law; that proof of service, publication and posting be made to this Court.

Dated this 30th day of June, A. D. 1913.

J. L. RAPPOLEE,

County Judge.

Utterback, Hayes & MacDonald,

Attorneys for Guardian.

(1st Ins. May 18; 10th Ins. July 18)

## TREASURY DEPARTMENT

Office of the Comptroller of the Currency

Washington, D. C., May 6, 1913.

Whereas, by satisfactory evidence presented to the undersigned, it has been made to appear that "The First National Bank of Colbert" in the town of Colbert in the County of Bryan and all the provisions of the Statutes of State of Oklahoma has complied with the United States, required to be complied with before an association shall

be authorized to commence the business of Banking;

Now therefore I, Thomas P. Kane, acting Comptroller of the Currency, do hereby certify that "The First National Bank of Colbert" in the town of Colbert in the County of Bryan and State of Oklahoma is authorized to commence the business of Banking as provided in Section Fifty one hundred and sixty nine of the Revised Statutes of the United States.

Conversion of The Colbert State Bank.

In testimony whereof witness my hand and seal of office this sixth day of May, 1913.

(Seal) T. P. KANE,

Acting Comptroller of the Currency

## NOTICE OF SPECIAL MEETING OF COUNTY COMMISSIONERS

To the Board of County Commissioners of Bryan County, Oklahoma:

As provided by law, Section 1587, Oklahoma Laws, you are hereby notified to meet in the office of the County Clerk of Bryan County, Oklahoma, on Wednesday, July 2, 1913, for the purpose of canvassing petitions calling for an election on the proposition of issuing bonds for a court house and jail in said County.

Henry McCreary, County Clerk.

June 26, 1913.

The above notice was published in the Bryan County Democrat on June 26, 1913.

Special Meeting of the Board of County Commissioners of Bryan County

The Board of County Commissioners of Bryan County, Oklahoma, met in special session Wednesday, July 2, 1913, pursuant to call of the County Clerk on June 26, 1913, as shown herewith.

All members of the Board were present: J. E. Pleasant, Gray Nickles, James Yarbrough, Chairman, Henry McCreary, Clerk.

Thereupon a petition of certain qualified electors and tax payers of Bryan County was presented to the board praying that a vote be taken in said county upon the question of issuing bonds for the purpose of building and furnishing a court house and jail in said county, and purchasing a site therefor, said bonds to be in the amount of One Hundred Fifty Thousand (\$150,000.00) Dollars, said petition being presented by J. B. Hickman and duly filed by the County Clerk on Wednesday, July 2, 1913, at 10 o'clock A. M.

After thoroughly canvassing the petitions on file and finding that more than one-sixth of the qualified electors had signed the petition, the resolution set out below was offered by Gray Nickles; on motion of Gray Nickles and second by J. E. Pleasant the following action was taken on the resolution:

For the resolution, Yarbrough, Nickles, Pleasant.

Against the resolution, none.

Thereupon the Chairman announced that the vote was unanimous for the resolution.

## Resolution

Durant, Oklahoma, July 2, 1913.

WHEREAS, a petition signed by certain qualified electors and taxpayers of Bryan County, Oklahoma, having been filed with the County Clerk of said County on the 2nd day of July, 1913, requesting this Board to call an election upon the question of issuing bonds for the purpose of purchasing a site for and to build and furnish a Court House and Jail at Durant, Oklahoma, coming on to be heard, the Board of County Commissioners finds by a personal inspection made by each of them of the last preceding enumeration of the county on file in the office of the County Clerk, that the number of the qualified electors and tax-payers of said County is 5529; and that 1248 persons, who are qualified electors and tax payers, have signed said petition; and that at least one-sixth of the qualified electors and tax payers of said county, as shown by the last preceding enumeration of said County, have signed said petition and now present the same to this Board.

AND WHEREAS, said Board of County Commissioners now cause to be shown upon this their record, a certificate of the County Treasurer, showing the assessed valuation of the taxable property within the County, as shown by the last annual equalized assessment of the property within said county taken for the purpose of taxation, and in force and effect, at this time, together with the outstanding indebtedness of every class and character whatsoever, and the cash on hand in the county treasury for county use with the amount of bonds to be issued, as follows:

State of Oklahoma, County of Bryan.

—

I, J. V. Spell, the duly qualified and acting treasurer of the County of Bryan, Oklahoma, hereby certify that as shown by the records of my office the assessed valuation of the taxable property within the County as shown by the last annual equalized assessment of the property within said county taken for the purpose of taxation, and in force and effect at this time, is—

\$12,332,340.00

Witness my signature and official seal this 1st day of July, 1913.

(Seal) J. V. SPELL,

County Treasurer.

By Pearl E. Davis, Deputy.

HENRY MCCREARY,

County Clerk.

(Seal)

AND, WHEREAS, after a consideration of said statement this Board is of the opinion that the entire amount of taxable property, and the entire amount of outstanding indebtedness of each and every character is such that an election upon the question of purchasing a site for and to build and furnish a court house and jail at Durant, Oklahoma, may be held.

IT IS THEREFORE ORDERED that an election be held on the 5th day of August, 1913, upon the question of issuing bonds for the purpose of purchasing a site for and to build and furnish a court house and jail at Du-

rant, Oklahoma, and that the County Clerk, Clerk of this Board, for it and in its behalf give thirty days notice of said election by publication in two Weekly newspapers of general circulation in said County, to-wit: The Bryan County Democrat, and the Durant Weekly News, published at Durant, Bryan County, Oklahoma.

The polls shall be opened at eight o'clock A. M. and closed at six o'clock P. M. of said day. Provided that in the City of Durant, Oklahoma, the polls shall be opened at six o'clock A. M. and closed at seven o'clock P. M.

The number and location of the polling places and the names of the officers who shall conduct said election shall be as follows:

Durant, Precinct 1, Ward 1, Twp. 1. W. A. Keatley, Inspector; J. A. Merritt, Judge; R. M. Donham, Clerk.

Durant, Precinct 2, Ward 2, Twp. 1. Jas. Culberson, Inspector; A. N. Wilcox, Judge; C. W. White, Clerk.

Durant, Precinct 3, Ward 3, Twp. 1. B. M. Head, Inspector; H. J. Robinson, Judge; T. H. Williams, Clerk.

Durant, Precinct 4, Ward 4, Twp. 1. Wade Daugherty, Inspector; T. J. Sexton, Judge; E. W. Matthews, Clerk.

Riner, Precinct 1, Twp. 2. G. W. Booker, Inspector; Jim Ladd, Judge; L. M. Cox, Clerk.

Nursery, Precinct 2, Twp. 2. G. W. Seeley, Inspector; R. B. Beal, Judge; Jesse Robinson, Clerk.

Goodman, Precinct 3, Twp. 2. M. L. Harris, Inspector; George Colclasure, Judge; G. W. Levert, Clerk.

Armstrong, Precinct 4, Twp. 2. Ed. Moore, Inspector; John Valls, Judge; J. A. Maupin, Clerk.

Shannon, Precinct 5, Twp. 2. W. O. Shannon, Inspector; S. M. Gan, Judge; C. W. James, Clerk.

Ft. Washita, Precinct 1, Twp. 3. Frank Fox, Inspector; H. G. Hartigan, Judge; W. E. York, Clerk.

Silo, Precinct 2, Twp. 3. W. F. Talley, Inspector; T. J. Breece, Judge; J. R. Heath, Clerk.

Mead, Precinct 3, Twp. 3. H. C. Cotton, Inspector; Johnson Krause, Judge; John Franklin, Clerk.

Calera, Precinct 1, Twp. 4. J. K. Johnson, Inspector; L. R. Trout, Judge; Holmes Colbert, Clerk.

Roberta, Precinct 2, Twp. 4. John Conn, Inspector; Joseph Eldridge, Judge; Frank Johnson, Clerk.

Allison, Precinct 3, Twp. 4. J. W. McCallb, Inspector; L. L. Smithson, Judge; J. A. Campbell, Clerk.

Bushnell, Precinct 4, Twp. 4. S. S. Park, Inspector; P. H. Harville, Judge; W. D. Jordan, Clerk.

Colbert, Precinct 1, Twp. 5. C. W. Colbert, Inspector; Harve Williamson, Judge; George Murray, Clerk.

Platter, Precinct 2, Twp. 5. F. H. Seale, Inspector; W. S. Williams, Judge; C. H. Mann, Clerk.

Achille, Precinct 3, Twp. 5. J. H. Holland, Inspector; L. H. Grimes, Judge; Jodie Potts, Jr., Clerk.

Kemp, Precinct 1, Twp. 6. T. J. Phillips, Inspector; T. P. Powell, Judge; Tom Short, Clerk.

Yarnaby, Precinct 2, Twp. 6. E. B. Dobbins, Inspector; Tom Cravens, Judge; Jim Stowers, Clerk.

Hendrix, Precinct 3, Twp. 6. R. L. Turner, Inspector; L. H. Cox, Judge; S. W. Johnson, Clerk.

Blue, Precinct 1, Twp. 7. J. S. Polson, Inspector; E. B. Park, Judge; S. H. Platt, Clerk.

Pirtle, Precinct 2, Twp. 7. G. S. Loftis, Inspector; John F. Valls, Judge; A. J. Jones, Clerk.

Pleasant Hill, Precinct 3, Twp. 7. T. J. Beauchamp, Inspector; J. S. McGrew, Judge; E. M. Smith, Clerk.

Albany, Precinct 1, Twp. 8. B. N. Hultsman, Inspector; J. E. Hardin, Judge; H. C. Capshaw, Clerk.

Wade, Precinct 2, Twp. 8. Jas. Teague, Inspector; J. W. Griffith, Judge; Henry Felmet, Clerk.

Utica, Precinct 3, Twp. 8. Joe Graham, Inspector; B. R. Childress, Judge; W. D. McGowan, Clerk.

N. Bennington, Precinct 1, Twp. 9. M. J. Durant, Inspector; J. T. Ryan, Judge; N. B. McClure, Clerk.

S. K. Parsons, Precinct 2, Twp. 9. Jackson, Precinct 3, Twp. 9. W. E. Elliott, Inspector; Frank Varney, Judge; R. C. McGinnis, Clerk.

Cade, Precinct 1, Twp. 10. A. A. Moore, Inspector; H. G. Morgan, Judge; A. N. Jones, Clerk.

Matov, Precinct 2, Twp. 10. W. H. Yantis, Inspector; A. P. Tidwell, Judge; W. H. Zion, Clerk.

Bokchito, Precinct 1, Twp. 11. J. K. Moreland, Inspector; A. W. Chestnut, Judge; J. J. Marshall, Clerk.

Pritchard, Precinct 2, Twp. 11. T. D. Pierce, Inspector; Dave Cochnauer, Judge; Roy Hawkes, Clerk.

West Caddo, Precinct 1, Twp. 12. W. H. Robbins, Inspector; A. E. Ritchey, Judge; B. K. Pate, Clerk.

East Caddo, Precinct 2, Twp. 12. C. A. Bilbo, Inspector; C. W. Hill, Judge; G. W. Baxter, Clerk.

Kenefick, Precinct 3, Twp. 12. W. E. Strickland, Inspector; J. E. Cosgrove, Judge; Clark Benson, Clerk.

WITNESS the hand of the Chairman and the seal of the County affixed this 2nd day of July, A. D. 1913.

JAS. YARBROUGH,

Chairman, Board County Commissioners.

Attest: Henry McCreary,

County Clerk.

## Notice of Election

WHEREAS, a petition signed by more than one-sixth of the qualified electors and taxpayers of said County was filed with this Board on the 2nd day of July, 1913, asking that a vote be had upon the question of issuing the bonds of said county for the purpose of purchasing a site for and to build and furnish a court house and jail, at Durant, Oklahoma, and